

S/N 10/817,109

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	James G. Withers et al.	Examiner:	Trang U. Tran
Serial No.:	10/817,109	Group Art Unit:	2622
Filed:	April 2, 2004	Docket:	2369.024US1
Title:	METHOD AND SYSTEM OF DETECTING SIGNAL PRESENCE FROM A VIDEO SIGNAL PRESENTED ON A DIGITAL DISPLAY DEVICE		

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 5, 2008, of the Examiner rejecting claims 18-24, 26, 28-36 and 46-47 of the above-identified patent application.

A request for an extension of time to respond to the Examiner's rejection is submitted herewith along with payment of the required extension fee.

Please charge the amount of \$270.00 in payment of the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1), as well as any additional required fees, to Deposit Account No. 19-0743.

A Pre-Appeal Brief Request for Review is submitted herewith.

Respectfully submitted,

SCHWEGMAN, LUNDBERG & WOESSNER, P.A.
P.O. Box 2938
Minneapolis, MN 55402
636-681-1324

Date January 5, 2009

By

Randy L. Canis
Randy L. Canis

Reg. No. 44,584

I hereby certify that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: MS AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 5th day of January, 2009.

Kathryn McCook
Name

Kathryn McCook
Signature